

STATE OF VERMONT BOARD OF MEDICAL PRACTICE

In re: Robert H. Ezerman

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Docket No. MPC 32-0190

STIPULATION AND CONSENT ORDER

NOW COME Robert H. Ezerman, M.D., Respondent, and the State of Vermont, by and through Attorney General William H. Sorrell and undersigned Assistant Attorney General James S. Arisman, and agree and stipulate as follows:

1. Respondent holds a Vermont medical license, No. 042-0004828, issued to Respondent by the Vermont Board of Medical Practice on November 30, 1972.

2. By Stipulation and order of the Board of Medical Practice, approved on May 2, 1990, Respondent agreed to indefinite suspension of his Vermont license to practice medicine.¹

3. Respondent has not practiced medicine since 1990. Upon careful reflection, Respondent has determined that he will not practice of medicine in the future and no longer has need of a license to practice medicine. Respondent has determined that he now shall voluntarily surrender his license to practice medicine. Respondent is aware that he is under no legal obligation to take such an action.

4. As set forth immediately above, Respondent wishes to cooperate and assist the Board of Medical Practice in its responsibility to protect the public health, safety, and welfare.

1. Paragraph 7 of the May 2, 1990 Stipulation provided, "Respondent agrees to voluntarily surrender his license to practice medicine, effective April 23, 1990." The parties agree that such language was merely intended to require for Respondent's return to the Board of various indicia as to his then-current medical licensure in this State. Since May 2, 1990, Dr. Ezerman's license has remained in suspended status.

He wishes to terminate with finality any and all continuing obligations he may have as to the Vermont Board of Medical Practice and any authority and rights as to his Vermont medical license.

5. Although Respondent has been and remains the subject of prior discipline by the Vermont Board of Medical Practice in Docket No. MPC 32-0190, no charges of unprofessional conduct are now pending against Respondent before the Board.

6. Respondent agrees that after executing this Stipulation and Consent Order by his signature he shall return this document to the Board. Respondent agrees that upon approval by the Board of Medical Practice of this agreement, any and all rights of medical licensure that are now held by Respondent shall be deemed to have been permanently and irrevocably surrendered by him. Respondent agrees that thereafter any rights and authority of Respondent under his prior medical licensure in this State shall be entirely null and void, without legal effect or standing.²

7. Respondent agrees and affirms that following this surrender of his medical license, as provided for in Paragraph 6, above, he shall not practice medicine in the State of Vermont or elsewhere, nor hold himself out in the State of Vermont or elsewhere as an individual who is licensed by this State to practice medicine. Respondent intends and agrees that his surrender of his Vermont medical license shall be a permanent and irrevocable act. Respondent agrees that he shall not seek medical licensure in the future in the State of

2. Respondent acknowledges and understands that in the future the Vermont Board of Medical Practice may investigate, at any time, a complaint, alleged conduct, or disciplinary action in any jurisdiction. Respondent understands that the Board is obligated to investigate in the event any such matters come to the attention of the Board, and, if warranted, act pursuant to law. This Stipulation and Consent Order does not include an agreement to withhold future investigation or any required reporting.

Vermont or elsewhere by attempting to apply for, reapply for, renew, or reinstate a medical license.

8. Respondent acknowledges and understands that this Stipulation and Consent Order is a matter of public record, will become part of his licensing file, and may be reported to other licensing authorities and/or entities including, but not limited to the National Practitioner Data Bank and the Federation of State Medical Boards.

9. Respondent acknowledges and understands that his execution of this Stipulation and Consent Order is a serious matter and that he is aware that he has the right to be advised and represented by legal counsel with regard to this document reviewed prior to signing it. Respondent warrants that his execution of this Stipulation and Consent Order is voluntary, knowing, and of his free will, and that in signing this document there is no impediment to his ability to read, fully understand, and judge the import of this action.

10. This Stipulation and Consent Order is conditioned upon its acceptance by the Vermont Board of Medical Practice. If the Board rejects any part of this document, the entire agreement shall be considered void.

Dated at Montpelier, Vermont, this 3rd day of March, 2004.

STATE OF VERMONT

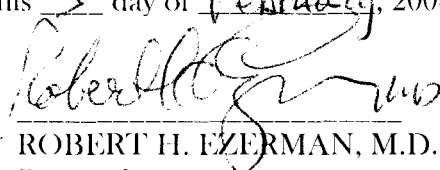
WILLIAM H. SORRELL
ATTORNEY GENERAL

by:


JAMES S. ARISMAN
Assistant Attorney General

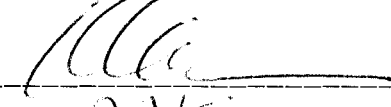
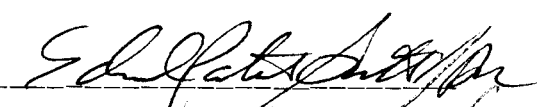
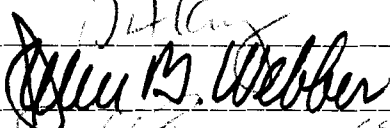
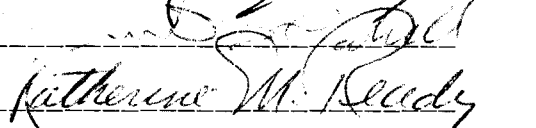
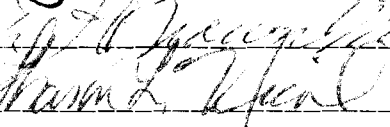
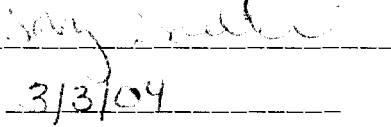
Dated at St George, VT, this 3rd day of February, 2004.

by:


ROBERT H. EZERMAN, M.D.
Respondent

Office of the
ATTORNEY
GENERAL
109 State Street
Montpelier, VT
05609

FOREGOING, AS TO
ROBERT H. EZERMAN, M.D.
APPROVED AND ORDERED
VERMONT BOARD OF MEDICAL PRACTICE

DATED: 3/3/04

ENTERED AND EFFECTIVE: March 3, 2004

DRAFT, JANUARY 2004, JSA/AAG, NOT EFFECTIVE UNTIL REVIEWED AND APPROVED BY VERMONT BOARD OF MEDICAL PRACTICE